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Attorneys for Plaintiff
 City and County of San Francisco

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

CITY AND COUNTY OF SAN FRANCISCO,
 A California Municipal Corporation,

Plaintiff,

vs.

FACTORY MUTUAL INSURANCE
 COMPANY, a Rhode Island Corporation,
 BOMBARDIER TRANSPORTATION
 (HOLDINGS) USA, INC., a Delaware
 Corporation,

Defendants.

AND RELATED COUNTERCLAIMS

No. C 04-5307 PJH

**JOINT STATUS CONFERENCE
 STATEMENT AND [PROPOSED] ORDER
 TO CONTINUE CASE MANAGEMENT
 CONFERENCE**

DATE: NOVEMBER 13, 2008
 TIME: 2:30 P.M.
 COURTROOM: 3

THE HONORABLE PHYLLIS J. HAMILTON

Consequently, the parties respectfully request the Court vacate the current November 13, 2008 Further Case Management Conference and set a Further Case Management Conference for January 15, 2008, or a date thereafter convenient to the Court.

By: /s/
Kris A. Cox
Attorneys for Plaintiff, City and County of
San Francisco

1 Dated: October 29, 2008

CARLSON, CALLADINE &
PETERSON, LLP

2 By:

3 /s/

4 Joyce Wang
Attorneys for Defendant Factory Mutual
Insurance Company

5 Dated: October 29, 2008

6 SONNENSCHN NATH AND
ROSENTHAL LLP

7 By:

8 /s/

9 Gayle M. Athanacio
Attorneys for Defendant Bombardier
Transportation (Holdings) USA, Inc.

10
11 **IT IS SO ORDERED.**

12
13 Dated: October 30, 2008

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15 27311122

